



RECEIVED  
FOREIGN-TRADE ZONES BOARD

2009 OCT -9 PM 4: 57

OFFICE OF THE  
EXECUTIVE SECRETARY  
October 9, 2009

500 Eighth Street, N.W.  
Washington, D.C. 20004  
main 202.799.4000 fax 202.799.5000

Mr. Andrew McGilvray  
Executive Secretary  
Foreign-Trade Zones Board  
U.S. Department of Commerce  
Room 2111  
1401 Constitution Avenue, N.W.  
Washington, D.C. 20230

Re: Docket No. 51-2008; Foreign-Trade Zone 82, Application for Subzone Authority, ThyssenKrupp Steel and Stainless USA, LLC; Comments of Globe Metallurgical Inc.

Dear Mr. McGilvray:

These comments are submitted on behalf of Globe Metallurgical Inc. ("Globe"). Globe is a large and efficient domestic producer of silicon metal, ferrosilicon, and silicon-based specialty alloys.

At the hearing on the application requesting subzone status for the manufacturing facility of ThyssenKrupp Steel and Stainless USA, LLC ("ThyssenKrupp") in Calvert, Alabama, Tom Danjczek, President of the Steel Manufacturers Association,<sup>1</sup> testified that approving the application would harm domestic ferroalloy producers and identified Globe as an example of such a company.

In response to this testimony, representatives of ThyssenKrupp stated that Globe is only a temporary producer of ferrosilicon.

Specifically, Mr. Lutter stated:

to my information, Globe is more in the silicon metal business, and it just started temporarily to work on ferrosilicon, because the silicon metal market is down. As soon as this market will recover, Globe will most probably go back to the original operation because this market is usually more profitable.<sup>2</sup>

---

<sup>1</sup> Mr. Danjczek is a member of the Board of Directors of Globe Specialty Metals Inc., Globe's parent company, but was not testifying in that capacity.

<sup>2</sup> Transcript of Public Hearing, Docket No. 51-2008, Application for Subzone Authority, ThyssenKrupp Steel and Stainless USA, LCC, at 111 (September 10, 2009).

Similarly, Mr. Gronemeyer stated:

Globe started production of [ferrosilicon], because, obviously, the silicon metal market is not as good as they had it in the past.<sup>3</sup>

Contrary to these statements, Globe is an established and longstanding producer of both silicon metal and ferrosilicon. Globe has produced 50 and 75 percent ferrosilicon for decades. Numerous published sources identify Globe as a ferrosilicon producer. For example, the U.S. Geological Survey has recognized that Globe is a ferrosilicon producer each year since at least 1994.<sup>4</sup> Similarly, in a recent report covering the current period, CRU International, an independent authority on ferrosilicon production, recognized that Globe has been a ferrosilicon producer in each year from 2006 through 2009 and will continue to produce ferrosilicon in 2010.<sup>5</sup>

Thus, it is not true that Globe is only temporarily engaged in producing ferrosilicon. Mr. Danjczek was correct in describing Globe as a domestic ferroalloy producer that is affected by the ThyssenKrupp application.

Very truly yours,



William D. Kramer  
Martin Schaefermeier  
DLA Piper LLP (US)  
500 Eighth Street, N.W.  
Washington, D.C. 20004

Counsel for Globe Metallurgical Inc.

---

<sup>3</sup> *Id.* at 150.

<sup>4</sup> *See, e.g.*, U.S. Geological Survey, Minerals Yearbook - 1994, Silicon, at Table 3, *available at* <http://minerals.usgs.gov/minerals/pubs/commodity/silicon/760494.pdf> (last visited October 7, 2009).

<sup>5</sup> CRU International Ltd., Ferrosilicon Production Cost Analysis, at 25 (April 2009).